

A M E N D E D APPLICATION

NO. 71165

APPLICATION FOR PERMISSION TO CHANGE POINT OF DIVERSION, MANNER
OF USE AND PLACE OF USE OF THE PUBLIC WATERS OF THE STATE OF
NEVADA HERETOFORE APPROPRIATED

Date of filing in State Engineer's Office MAY 06 2004

Returned to applicant for correction MAY 14 2004

Corrected application filed JUL 13 2004

Map filed JUL 13 2004

The applicant **Gysbert G. & Joann Bakker** hereby make application for permission to change the **point of diversion and place of use of a portion** of water heretofore appropriated under #18948 (Certificate #6362)

1. The source of water is **underground**
2. The amount of water to be changed **0.58 c.f.s. (136.8 acre-feet)**
3. The water to be used for **irrigation and domestic**
4. The water heretofore permitted for **irrigation and domestic**
5. The water is to be diverted at the following point **within SE $\frac{1}{4}$ NW $\frac{1}{4}$ Section 16, T.25N., R.41E., M.D.M., from which the N. $\frac{1}{4}$ -section corner of said Section 16 bears N. 22° 12' 34" E., 2,756.78 feet distant.**
6. The existing permitted point of diversion is located within **NW $\frac{1}{4}$ SW $\frac{1}{4}$ Section 16, T.25N., R.41E., M.D.M. from which the W. $\frac{1}{4}$ -section corner of said ~~sectoin~~ 16 bears N.51°10'W., 60.15 feet distant.**
7. Proposed place of use **T.25N., R.41E., M.D.M. Section 16: NE $\frac{1}{4}$; E $\frac{1}{2}$ NW $\frac{1}{4}$; N $\frac{1}{2}$ S $\frac{1}{2}$; SW $\frac{1}{4}$ SW $\frac{1}{4}$.**
8. Existing place of use **T.25N., R.41E., M.D.M., Sec. 16: NE $\frac{1}{4}$ SE $\frac{1}{4}$: 40 acres less 3.6 acres to be changed. NW $\frac{1}{4}$ SE $\frac{1}{4}$: 40 acres, less 1.2 acres to be changed. NE $\frac{1}{4}$ SW $\frac{1}{4}$: 40 acres, less 9.8 acres to be changed. NW $\frac{1}{4}$ SW $\frac{1}{4}$: 40 acres, less 9.8 acres to be changed. SW $\frac{1}{4}$ SW $\frac{1}{4}$: 40 acres, less 9.8 acres to be changed.**
9. Use will be from **January 1 to December 31** of each year.
10. Use was permitted from **January 1 to December 31** of each year.
11. Description of proposed works **drilled and cased well, submersible pump, with supply line to distribution system.**
12. Estimated cost of works **estimate: \$30,000.00**
13. Estimated time required to construct works **two years**
14. Estimated time required to complete the application of water to beneficial use **five years**

15. Remarks: Applicants are currently preparing change applications from other irrigated lands nearby, to be moved to this same proposed place of use. Applicant desires to place the best land under irrigation within the proposed place of use. The proposed point of diversion was previously the subject of change application #68034. Please send copies of notices and correspondence to undersigned agent.

s/ William A. Nisbet
By William A. Nisbet, Agent
421 Court Street
Elko, NV 89801

Compared aem/gkl W/ gkl

Protested _____

APPROVAL OF STATE ENGINEER

This is to certify that I have examined the foregoing application, and do hereby grant the same, subject to the following limitations and conditions:

This permit to change the point of diversion and place of use of a portion of the waters of an underground source as heretofore granted under Permit 18948, Certificate 6362 is issued subject to the terms and conditions imposed in said Permit 18948, Certificate 6362 and with the understanding that no other rights on the source will be affected by the change proposed herein. The well shall be equipped with a 2-inch opening and a totalizing meter must be installed and maintained in the discharge pipeline near the point of diversion and accurate measurements must be kept of water placed to beneficial use. The totalizing meter must be installed before any use of the water begins or before the proof of completion of work is filed. If the well is flowing, a valve must be installed and maintained to prevent waste. This source is located within an area designated by the State Engineer pursuant to NRS 534.030. The State retains the right to regulate the use of the water herein granted at any and all times.

This permit does not extend the permittee the right of ingress and egress on public, private or corporate lands.

The total combined duty of water under Permit 18948, Certificate 6362; Permits 71165, 71498 and 71499 shall not exceed 1217.6 acre-feet annually for the irrigation of 304.4 acres within the described place of use.

The issuance of this permit does not waive the requirements that the permit holder obtain other permits from State, Federal and local agencies.

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The amount of water to be changed shall be limited to the amount which can be applied to beneficial use, and not to exceed 0.58 cubic feet per second, or 136.80 acre-feet annually, and not to exceed a yearly duty of 4.0 acre-feet per acre of land irrigated from any and/or all sources.

Work must be prosecuted with reasonable diligence and proof of completion of work shall be filed on or before:

January 8, 2009

Water must be placed to beneficial use and proof of the application of water to beneficial use shall be filed on or before:

January 8, 2012

Map in support of proof of beneficial use shall be filed on or before:

January 8, 2012

IN TESTIMONY WHEREOF, I, TRACY TAYLOR, P.E.,

State Engineer of Nevada, have hereunto set

my hand and the seal of my office,

this 8th day of January, A.D. 2007

Tracy Taylor, P.E.
State Engineer

Completion of work filed _____

Proof of beneficial use filed _____

Cultural map filed _____

Certificate No. _____ Issued _____